

**MINUTES OF THE  
JUDICIARY INTERIM COMMITTEE**

Wednesday, April 19, 2000 - 9:00 a.m. - Room 403 State Capitol

**Members Present:**

Sen. Terry Spencer, Senate Chair  
Rep. A. Lamont Tyler, House Chair  
Sen. Lyle W. Hillyard  
Sen. David H. Steele  
Sen. Pete Suazo  
Rep. Patrice M. Arent  
Rep. Chad E. Bennion  
Rep. Afton B. Bradshaw  
Rep. Katherine M. Bryson  
Rep. Gary F. Cox  
Rep. David L. Gladwell  
Rep. Neal B. Hendrickson  
Rep. LaWanna "Lou" Shurtliff  
Rep. John E. Swallow  
Rep. Glenn L. Way

**Members Absent:**

Rep. Greg J. Curtis  
Rep. J. W. "Bill" Hickman  
Rep. Martin R. Stephens  
Rep. David Ure

**Members Excused:**

**Staff Present:**

Mr. Jerry D. Howe,  
Research Analyst  
Ms. Esther Chelsea-McCarty,  
Associate General Counsel  
Ms. Glenda S. Whitney,  
Legislative Secretary

**Note:** A list of others present and a copy of materials distributed in the meeting are on file in the Office of Legislative Research and General Counsel.

**1. Call to Order and Committee Business** - Chair Tyler called the meeting to order at 9:15 a.m.

**MOTION:** Rep. Shurtliff moved to approve the minutes of the November 17, 1999 meeting. The motion passed unanimously, with Sen. Spencer, Sen. Suazo, Rep. Swallow, and Rep. Way absent for the vote.

Chair Tyler distributed a ballot, "Judiciary Interim Committee Prioritization Ballot, April 2000" and requested that committee members prioritize up to eight items. He explained that the items receiving the most votes will be priorities of the chairs for future discussion.

**2. Review Master Study Resolution Items** - The sponsors of the items on the Master Study Resolution listed on the Committee's agenda were asked to explain the issues. The committee questioned the sponsors and discussed whether each item should be studied by the committee.

Items not listed on the agenda, but which were brought to the committee as items deserving of study included:

- Mortgage Reserve Accounts (H.B. 367)
- Judicial Retention Information
- Attorney Lien Laws

**MOTION:** Sen. Suazo moved that the Judicial Council be requested to study the information that it makes available to the public in the Voter Information Pamphlet on judges standing for retention election and to report its findings and recommendations to the committee at its October 2000 meeting. The motion passed unanimously.

**MOTION:** Sen. Suazo moved that the Judicial Conduct Commission report on the impact that H.B. 285 has had on the Judicial Conduct Commission proceedings at the October 2000 meeting. The motion passed unanimously.

**3. Reports to be heard during the 2000 interim** - Chair Tyler referred to the statutory reports that the committee needs to hear. He explained that all entities required to report to the Judiciary Committee should, if practical, provide executive summaries of the reports to the Judiciary Interim Committee as soon as practical.

**4. Establish Study Agenda for the 2000 Interim** - Chair Tyler tallied the ballots and identified that the following will receive priority during the 2000 interim.

- Cohabitant Abuse, Protective Orders, and Stalking
- Illegal Drug Cleanup
- Coparenting in Divorce
- Small Claims Court Jurisdiction
- Mortgage Reserve Accounts
- Concealed Weapon Permit
- Definition of Law
- Repeal of Law Due to Constitutional Change

**5. Adjourn** -

**MOTION:** Rep. Bryson moved to adjourn the meeting at 11:00 p.m. The motion passed unanimously.